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06                   UNITED STATES DISTRICT COURT  
07                   WESTERN DISTRICT OF WASHINGTON  
08                   AT SEATTLE

09       UNITED STATES OF AMERICA,    )  
10    )  
11    )  
12    )  
13       Plaintiff,    )  
14    )  
15    )  
16    )  
17       v.    )  
18    )  
19    )  
20       ANTONIO GOMEZ,    )  
21    )  
22    )  
23       Defendant.    )  
24

25       Offense charged:     Possession of Controlled Substances with Intent to Distribute

26       Date of Detention Hearing:   November 8, 2016.

27       The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
28       based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
29       that no condition or combination of conditions which defendant can meet will reasonably  
30       assure the appearance of defendant as required and the safety of other persons and the  
31       community.

32       FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

33       1.       Defendant is charged by Complaint with the above-listed drug offense. His

01 arrest followed the execution of search warrants and the effectuation of a number of arrests in a  
02 large drug conspiracy operation, in which, the AUSA proffers, an arrested individual agreed to  
03 assist law enforcement and directed agents to the defendant, one of his alleged drug suppliers.  
04 The Complaint also alleges that, at the time of his arrest, defendant attempted to misdirect  
05 agents by providing false information.

06 2. Although defendant denied any problems with alcohol consumption, he has  
07 three convictions for Driving Under the Influence in the last four years, one of which is pending  
08 sentencing and one of which has an outstanding warrant for failing to appear for hearing.  
09 Defendant has a number of failures to appear for hearing in his criminal record.

10 3. Defendant has no family ties to this district, other than a relationship of  
11 approximately eight month's duration. He denies possession of either an enhanced drivers  
12 license or passport, yet admits recent travel out of the country to Mexico.

13 4. Defendant poses a risk of nonappearance due to lack of family ties to this  
14 district, recent residential instability, possible excessive alcohol use, lack of verifiable  
15 employment, some discrepant information about his relationship with his current partner, a  
16 history of failing to appear, an outstanding warrant and an alleged effort to obstruct justice  
17 when arrested. Defendant poses a risk of danger due to the nature of the alleged offense and a  
18 history of possibly excessive alcohol use, together with multiple convictions for alcohol-related  
19 driving offenses.

20 5. There does not appear to be any condition or combination of conditions that will  
21 reasonably assure the defendant's appearance at future Court hearings while addressing the  
22 danger to other persons or the community.

01 It is therefore ORDERED:

- 02 1. Defendant shall be detained pending trial and committed to the custody of the Attorney  
03 General for confinement in a correction facility separate, to the extent practicable, from  
04 persons awaiting or serving sentences or being held in custody pending appeal;
- 05 2. Defendant shall be afforded reasonable opportunity for private consultation with  
06 counsel;
- 07 3. On order of the United States or on request of an attorney for the Government, the  
08 person in charge of the corrections facility in which defendant is confined shall deliver  
09 the defendant to a United States Marshal for the purpose of an appearance in connection  
10 with a court proceeding; and
- 11 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
12 for the defendant, to the United States Marshal, and to the United State Pretrial Services  
13 Officer.

14 DATED this 8th day of November, 2016.

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17 Mary Alice Theiler  
18 United States Magistrate Judge  
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